

Minutes
Village of Orchard Park
Board of Trustees

The regular meeting of the Board of Trustees of the Village of Orchard Park was held on Monday, September 11, 2023 in the Municipal Center, 4295 South Buffalo Street, Orchard Park, New York. Mayor Clinton called the meeting to order at 6:00 p.m. with the Pledge of Allegiance to the Flag.

Members present:

Mayor Jo Ann Litwin Clinton
Deputy Mayor Matthew J. Hartung
Trustee Lauren Kaczor Rodo
Trustee Dale T. Pyne
Trustee David N. Even

Others present:

Deputy Clerk-Treasurer Heather Tucciarone Richeal
Manager of Public Works Wittmeyer
Code Enforcement Officer John Gullo

Mayor Clinton made the following announcement:

“Fire exits are located at the rear in the Board Room and at the doorway to the lobby. In the event of a fire, you will be notified by announcement on the public address system. If notified, please move in a calm and orderly fashion to the nearest exit.”

Mayor Clinton asked for a moment of silence in remembrance of September 11th.

A Public Hearing was scheduled and advertised for this time to hear public input on the use of Community Development Block Grant Funds.

Mayor Clinton opens the Public Hearing at 6:04 pm.

Mayor Clinton asks three times for positive comments on the proposed project. There were none.

Mayor Clinton asks three times for negative comments on the proposed project. There were none.

Moved by Trustee Pyne, seconded by Trustee Kaczor Rodo to close the hearing at 6:06 p.m.

On the question: 4 voting “Aye” 0 voting “Nay” Carried
Trustee Hartung
Trustee Kaczor Rodo
Trustee Pyne
Trustee Even

Moved by Trustee Kaczor Rodo, seconded by Trustee Hartung to authorize Mayor Clinton to sign, submit and execute a contract with Erie County Community Development Block Grant (ECCDBG) program for the following project upon approval of ECCDBG:

1. Rural Transit Service, Inc.

On the question: 4 voting “Aye” 0 voting “Nay” Carried
Trustee Hartung

Trustee Kaczor Rodo
Trustee Pyne
Trustee Even

Moved by Trustee Kaczor Rodo, seconded by Trustee Hartung to accept the minutes of August 14, 2023 as presented.

On the question: 4 voting "Aye" 0 voting "Nay" Carried
Trustee Hartung
Trustee Kaczor Rodo
Trustee Pyne
Trustee Even

Moved by Trustee Hartung, seconded by Trustee Even that vouchers numbering 6545 to 6546 in Batch #195 of fiscal year 2023-2024 in the amount of \$55.00, vouchers numbering 6547 to 6575 in Batch #196 of fiscal year 2023-2024 in the amount of \$208,901.14 and vouchers numbering 6576-6596 in Batch #197 of fiscal year 2023-2024 in the amount of \$52,780.56 be paid as presented.

On the question: 4 voting "Aye" 0 voting "Nay" Carried
Trustee Hartung
Trustee Kaczor Rodo
Trustee Pyne
Trustee Even

Comments from the floor of items not on the agenda.

There were none.

Moved by Trustee Hartung, seconded by Trustee Even that the reports of the Village Justice, Associate Village Justice, Water Department and Treasurer for the month of August 2023 be received and filed.

On the question: 4 voting "Aye" 0 voting "Nay" Carried
Trustee Hartung
Trustee Kaczor Rodo
Trustee Pyne
Trustee Even

- Code Enforcement Officer John Gullo had nothing to report. Go Bills!
- Manager of Public Works Wittmeyer reminded residents with fall approaching to please keep leaves and brush out of the roadway.
- Trustee Kaczor Rodo wanted to take a moment to thank all Emergency Services Personnel. Go Bills!
- Deputy Mayor Hartung reported that the NYS DOT will begin a waterline valve project on Route 20A beginning the week of September 25, 2023. The Village will

also have a contractor working on the waterlines on Westview Pl. beginning next week. Go Bills!

- Trustee Pyne encouraged residents to recycle and reminded residents of Waste Management’s “At Your Door” special collection service available.
- Trustee Even thanked the Village DPW for all their help with the Orchard Park Art Festival.
- Deputy Clerk Treasurer Tucciarone Richeal had nothing to report.
- Mayor Clinton had nothing to report.

Moved by Trustee Kaczor Rodo, seconded by Trustee Hartung that Orchard Square Equity Enterprises LLC be authorized for a Special Use permitting Cork and Vine as an eating and drinking establishment at 4211 North Buffalo Street.

On the question: 4 voting “Aye” 0 voting “Nay” Carried
 Trustee Hartung
 Trustee Kaczor Rodo
 Trustee Pyne
 Trustee Even

Moved by Trustee Hartung, seconded by Trustee Pyne that the Village of Orchard Park Code, Chapter A232, fees, be amended as follows:

The last sentence of the first paragraph be amended to read:

Should a person violate a provision of the Municipal Code by failing to obtain a required application, license or permit, the fee for the necessary application, license or permit shall be \$500.00.

On the question: 4 voting “Aye” 0 voting “Nay” Carried
 Trustee Hartung
 Trustee Kaczor Rodo
 Trustee Pyne
 Trustee Even

Moved by Trustee Hartung, seconded by Trustee Pyne, that the Village of Orchard Park establish the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees’ Retirement System based on the time-keeping system records of activities maintained and submitted by these officials to the clerk of this body **as presented**. The detailed information is available on the Village website and in the Village Clerk’s Office.

<u>TITLE</u>	<u>NAME</u>	<u>STANDARD WORK DAY</u>	<u>TERM BEGINS / ENDS</u>	<u>DAYS PER MONTH REPORTED</u>	<u>TIME KEEPING SYSTEM</u>
Village Justice	James C Cosgrove	6 hour work day	Term: 4/3/2023 – 4/6/2027	1.19 days per month	No

On the question: 4 voting “Aye” 0 voting “Nay” Carried
 Trustee Hartung

Trustee Kaczor Rodo
Trustee Pyne
Trustee Even

Moved by Trustee Pyne, seconded by Trustee Even that a Public Hearing be scheduled and advertised for September 25, 2023 at 7:00 p.m. to hear public comment on a Local Law amending Chapter 92 of the Village Code titled, Building Code Administration and Enforcement, §4 Permits.

On the question: 4 voting "Aye" 0 voting "Nay" Carried
Trustee Hartung
Trustee Kaczor Rodo
Trustee Pyne
Trustee Even

Moved by Trustee Even, seconded by Trustee Kaczor Rodo that Mayor Clinton be authorized to sign a Special Event Contract with:

- St John's Lutheran Church to organize an Octoberfest event on September 29, 2023 from 6-10 pm.
- Runner's Roost to organize a Howl-O-Weenie 5k on October 28, 2023, beginning at 11 a.m.

On the question: 4 voting "Aye" 0 voting "Nay" Carried
Trustee Hartung
Trustee Kaczor Rodo
Trustee Pyne
Trustee Even

Moved by Trustee Kaczor Rodo, seconded by Trustee Hartung that the Village of Orchard Park withdraw the request made on June 27, 2022, that BENLIC acquire the property at 4468 South Buffalo Street, Orchard Park, NY; SBL #173.05-1-27.

On the question: 4 voting "Aye" 0 voting "Nay" Carried
Trustee Hartung
Trustee Kaczor Rodo
Trustee Pyne
Trustee Even

The next regular meeting is scheduled for September 25, 2023.

Moved by Trustee Hartung, seconded by Trustee Kaczor Rodo to adjourn.

On the question: 4 voting "Aye" 0 voting "Nay" Carried
Trustee Hartung
Trustee Kaczor Rodo
Trustee Pyne
Trustee Even

Respectfully submitted,
Heather Tucciarone Richeal, Village Deputy Clerk-Treasurer